

FILED

JUL 31 2017

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ELIEL PAULINO,

Plaintiff,

v.

MARCO CRUZ, et al.,

Defendants.

Case No. 16-cv-02642-NC

JURY VERDICT FORM

SECTION 1 – Defendant Marco Cruz

Question 1: Did Officer Marco Cruz use excessive force to take Eliel Paulino into custody, in violation of the Fourth Amendment to the U.S. Constitution?

Answer: YES X NO _____

Question 2: Did Officer Marco Cruz commit a battery on Eliel Paulino to take him into custody?

Answer: YES _____ NO X

1 *If your answers to Questions 1 and 2 are both NO, skip Questions 3 and 4, and proceed to*
2 *Section 2. If your answer to Question 1 or 2 is YES, answer Questions 3 and 4, and then*
3 *continue to Section 2.*

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5 **Question 3:** What amount of damages will compensate Eliel Paulino for the injury or harm
6 that Officer Marco Cruz caused?

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8 Answer: \$ 100,000

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10 **Question 4:** Did Officer Marco Cruz act maliciously, oppressively, or with reckless
11 disregard for Eliel Paulino's rights, so that punitive damages must be awarded against
12 Officer Cruz?

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14 Answer: YES X NO _____

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16 *Proceed to Section 2.*

SECTION 2 – Defendant Gurbaksh Sohal

Question 1: Did Officer Gurbaksh Sohal use excessive force to take Eliel Paulino into custody, in violation of the Fourth Amendment to the U.S. Constitution?

Answer: YES X NO _____

Question 2: Did Officer Gurbaksh Sohal commit a battery on Eliel Paulino to take him into custody?

Answer: YES X NO _____

If your answers to Questions 1 and 2 are both NO, skip Questions 3 and 4, and proceed to Section 3. If your answer to Question 1 or 2 is YES, answer Questions 3 and 4, and then continue to Section 3.

Question 3: What amount of damages will compensate Eliel Paulino for the injury or harm that Officer Gurbaksh Sohal caused?

Answer: \$ 150,000

Question 4: Did Officer Gurbaksh Sohal act maliciously, oppressively, or with reckless disregard for Eliel Paulino's rights, so that punitive damages must be awarded against Officer Sohal?

Answer: YES X NO _____

Proceed to Section 3.

SECTION 3 – Defendant Gerardo Silva

Question 1: Did Officer Gerardo Silva use excessive force to take Eliel Paulino into custody, in violation of the Fourth Amendment to the U.S. Constitution?

Answer: YES X NO

Question 2: Did Officer Gerardo Silva commit a battery on Eliel Paulino to take him into custody?

Answer: YES X NO

If your answers to Questions 1 and 2 are both NO, skip Questions 3 and 4, and have the presiding juror sign and date this form. If your answer to Question 1 or 2 is YES, answer Questions 3 and 4, and then have the presiding juror sign and date this form.

Question 3: What amount of damages will compensate Eliel Paulino for the injury or harm that Officer Gerardo Silva caused?

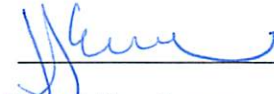
Answer: \$ 100,000

Question 4: Did Officer Gerardo Silva act maliciously, oppressively, or with reckless disregard for Eliel Paulino's rights, so that punitive damages must be awarded against Officer Silva?

Answer: YES X NO

1 Please have the presiding juror sign and date this form, and inform the Court that you
2 have reached a verdict.

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5 Signed:


6 Presiding Juror

Date:

7/31/17

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10 **IT IS SO ORDERED.**

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12 Dated: July 27, 2017


13 NATHANAEL M. COUSINS
14 United States Magistrate Judge
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